

HOUSE BILL 3316

By Matheny

AN ACT to amend Tennessee Code Annotated, Title 68,
Chapter 11, Part 16, relative to appeals
concerning certain certificate of need decisions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-11-1610(i), is amended by designating the existing language as subdivision (1) and by adding the following language to be designated as subdivision (2):

(2) Notwithstanding subdivision (i)(1), if a second or subsequent appeal is filed concerning a decision granting the certificate of need to a hospital filing the application, all costs of the appeal, whether an administrative hearing or judicial review, shall be assessed against the person or entity filing the appeal challenging the favorable decision granting the certificate of need.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.